

UNITED STATES DISTRICT COURT

for the

Northern District of California

United States of America

v.

Luis Pena

Case No: CR-12-00743-001 RMW

USM No: 17700-111

Date of Original Judgment: 03/29/2013

Date of Previous Amended Judgment:

(Use Date of Last Amended Judgment if Any)

Shilpi Agarwa (AFPD)

Defendant's Attorney

ORDER REGARDING MOTION FOR SENTENCE REDUCTION
PURSUANT TO 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 70 months is reduced to 60 months.

(Complete Parts I and II of Page 2 when motion is granted)

Except as otherwise provided, all provisions of the judgment dated 03/29/2013 shall remain in effect.

IT IS SO ORDERED.

Order Date: 9/1/2015



Judge's signature

Effective Date: 11/01/2015
(if different from order date)

Honorable Ronald M. Whyte, Senior U.S. District Judge

Printed name and title